

ALBERTA
PUBLIC LANDS APPEAL BOARD

Discontinuance of Proceeding

May 5, 2016

IN THE MATTER OF section 123 (8) of the *Public Lands Act* and section 211 and 216 of the
Public Lands Administration Regulation, A.R. 187/2011;

-and-

IN THE MATTER OF an appeal filed by Russ and Delcene Fletcher

Facts

The Appellants, Russ and Delcene Fletcher, filed a notice of appeal on April 20, 2015. The subject of this appeal was Enforcement Order PLA-EO-2015/02-SSR. The Appellants alleged that the Director, in issuing the enforcement order, erred in the determination of a material fact on the face of the record. The appeal was accepted and assigned the file number of PLAB 15-0006.

The Director claimed that the enforcement order directing the Appellants to take action to remove an allegedly unauthorized structure was justified by the conditions of the Appellants' grazing lease, the *Public Lands Act*, and the Public Lands Administration Regulation.

In consultation with the parties, a mediation was scheduled for June 11, 2015. The parties met and discussed the appeal. An agreement was reached between the Appellant and the Director and the Appellant agreed to withdraw the appeal at a future date.

On March 10, 2016, the Board received an email from the Appellants stating that they wished to withdraw the appeal.

As the Appellants have withdrawn the appeal, the Board discontinues its proceedings and closes its file in the matter.

Rationale for Discontinuance

As the Appellants have withdrawn their notice of appeal, and the Board is satisfied that all issues relating to the appeals have been resolved in accordance with section 123(8) of the *Public Lands Act*, the Board discontinues its proceedings and closes its file in this matter.